

REMARKS

In accordance with the foregoing, claims 13-24 are pending and under consideration. Respectfully, the rejection is traversed.

Double Patenting Rejection

Claims 13-24 stand rejected on the ground of nonstatutory obviousness-type double patenting as being unpatentable over claims 12-22 of U.S. application number 10/573,947 ('947). This rejection is respectfully traversed.

Claim 12 of '947 recites "**storing in the telecommunication network** multimedia objects assigned to a first telecommunication subscriber" (emphasis added).

Claim 13 of the current application recites "**storing** at least one multimedia object in the **second telecommunication device**" (emphasis added).

Claim 12 of '947 recites storing multimedia objects in the telecommunication network, whereas claim 13 of the present application stores at least one multimedia object in the second telecommunication device. Claim 13 of the present application is patentably distinct from claim 12 of '947 because the multimedia objects are stored in different locations. Claim 13 of the present application is not similar in scope to claim 12 of '947 and is patentably distinguishable. Accordingly, claim 12 of '947 is not similar in scope to claim 13 of the present application.

Claim 12 of '947 further recites "**transmitting**, from the telecommunication network to the second telecommunication device, **an identified multimedia object** assigned to the corresponding reference number" (emphasis added)

Claim 13 of the present application recites "**transmitting** a call signal to the second telecommunication device, together with **display information that is a function of the corresponding reference number**" (emphasis added)

Claim 12 of '974 states that the multimedia object assigned to the determined reference number is transmitted to the second telecommunication device and the transmitted multimedia object is played back in the second telecommunication device. On the other hand, claim 13 of the present application transmits the determined reference number to the second telecommunication device and the multimedia object assigned to the transmitted reference number is identified in the telecommunication device. Then the identified multimedia object is played back in the second telecommunication device.

Claim 13 of the present application is not similar in scope to claim 12 of '947 and patentably distinguishable. Accordingly, claim 12 of '947 is not similar in scope to claim 13 of the present application.

Rejection Under 35 USC §112

Claim 24 stands rejected under 35 USC §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. This rejection is respectfully traversed.

MPEP § 608.01(n) states that "generally, a multiple dependent claim is a dependent claim which refers back in the alternative to more than one preceding independent or dependent claim." As clearly shown in the examples listed in MPEP § 608.01(n)(1)(A), it is respectfully submitted that claim 24 complies with the multiple dependent claim standards.

Rejection Under 35 USC §102

Claims 13-24 stand rejected under 35 USC §102(b) as being anticipated by Shibao, European Publication No. 1 289 241 A1. This rejection is respectfully traversed.

Claim 13 recites:

storing at least one multimedia object in the second telecommunication device, **each multimedia object having a corresponding reference number;**

specifying an allocation map, having at least one data record, **each indicating allocation of a specific call recipient to a specific reference number of a specific multimedia object;**

determining the corresponding reference number for the first telecommunication user when communicating with the second telecommunication user, using the allocation map;

transmitting a call signal to the second telecommunication device, together with **display information that is a function of the corresponding reference number;** and

playing by the second telecommunication device a corresponding multimedia object, included in the at least one multimedia object stored in the second telecommunication device and **matching the corresponding reference number**, based on the display information.

In Fig. 1, Shibao relates to the calling-party-information acquiring unit 93 in the calling party information server 9 stores calling party information C11 corresponding to a calling-end terminal station number A1 and a called-end terminal station number B1 and calling party information C21 corresponding to a calling-end terminal station number A2 and a called-end

terminal station number B1. The calling party information reproducing unit 52 in a called-end terminal station 5 alerts the user to the reception of a call based on the calling party information C11 if the call comes from the terminal station 3 of the terminal station number A1 and on the calling party information C21 if the call comes from the terminal station 3 of the terminal station number A2. See paragraph [0068].

This labeling of calling party information does not indicate a reference number attached to a frame or bitmap because the reference to the calling party information is performed by the calling end terminal station number and the called end terminal station number. This combination of numbers is dedicated to only one calling party information and, therefore, a reference number is not provided and not necessary. Hence, Shibao does not anticipate a reference number.

Accordingly, claim 13 is not anticipated by Shibao and patentably distinguishes over the cited art.

Claims 14-24 depend from claim 13 and include all of the features of that claim, plus additional features that are not anticipated by the cited art and therefore patentably distinguish over the cited art.

Conclusion

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance. An early action to that effect is courteously solicited.

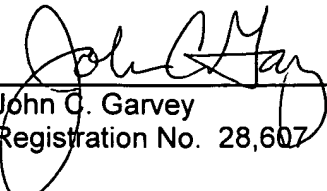
Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

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